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**OFFICE OF PETITIONS**

In re Application of  
Greenberg & Smith  
Application No. 09/874,178  
Filed: June 4, 2001  
Attorney Docket No. 53914  
For: SYNTHETIC MULCH

ON PETITION

This is a decision on the reconsideration petition under 37 CFR 1.137(b), filed on June 14, 2004, to revive the above-identified application.

The above-identified application became abandoned for failure to reply in a timely manner to the April 8, 2002 non-final Office action which set an extendable three (3) month period for reply. No extensions of time having been obtained pursuant to 37 CFR 1.136(a) and no reply being received in the Office, this application became abandoned on July 9, 2002. A Notice of Abandonment was mailed on December 23, 2002.

Applicant has submitted an amendment/election in reply to the April 8, 2002 non-final Office action, an acceptable statement of the unintentional nature of the delay in responding to the April 8, 2002 non-final Office action, and the petition fee.

The petition is **GRANTED**.

As this application was filed after June 8, 1995, no terminal disclaimer is required to revive the application. Therefore, the \$55.00 terminal disclaimer fee submitted on June 14, 2004 will be credited to deposit account no. 20-0823. The fee was paid from deposit account no. 20-0823.

After the mailing of this decision the application will be forwarded to Technology Center 1700's technical support staff for entry of the amendment filed on June 14, 2004.

Telephone inquiries pertaining to this decision may be directed to the undersigned at (571) 272-3230.

E. Shirene Willis  
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Office of Petitions